

GEORGIA BOARD OF CHIROPRACTIC EXAMINERS
Board Meeting
August 18, 2011
Professional Licensing Boards
237 Coliseum Drive
Macon, GA 31217
10:30 a.m.

The following Board members were present:	Others Present:
Karen Mathiak D.C. Greg Baker, D.C. Emily Campbell Chris Nelson, D.C. Jeff Slocum, D.C. David Wren, D.C.	Graham Barrno, Board Attorney Amy Morelli, Board Attorney Anita Martin, Executive Director Carol White David Gadsden

Dr. Mathiak established that a quorum was present and the meeting that was scheduled to begin at 10:30 a.m., was called to order at 11: 11a.m.

Open Session

Minutes from the May 19, 2011 Board meeting

Dr. Wren made a motion to approve. Dr. Wren seconded the motion and it carried unanimously.

Ratify Licenses

Dr. Baker made a motion to approve the ratified license list. Ms. Garner seconded the motion and it carried unanimously.

Correspondence from Stephen Bennett, D.C. re: Patient work absence note refusal

Dr. made a motion Dr. seconded the motion and it carried unanimously.
 We agree with you but legally there is nothing we can do, write on health certificates
 Reviewed as informational Emily/baker

Approval of minutes from the June 30, 2011 Conference Call Board meeting Dr. made a motion to approve as amended. Dr. seconded the motion and it carried unanimously.
 Change wren name to dr wren

Correspondence from Sally Quillian Yates, United States Attorney re: Jack E. Boyles, D.C., re nonpayment of his federal educational loan. Dr. made a motion to Dr. Seconded the motion and it carried unanimously.baker/wren

Rule Waiver Request from Dr. Brian Hickox re: Board Rule 100-3-.02(1)(d)

Dr. Baker made a motion to approve. Dr. seconded the motion and it carried unanimously.
Find out break out of all of his scores, find out how we can help him do research with national board and see table and com e back to

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Wanted us to send less than a complete transcript – par t2 exam – principles examination 6 6 % of exam -

Correspondence from Corrinne Pitts, ICPA Postgraduate Department.

Dr. made a motion to Dr. seconded the motion and it carried unanimously.

She wants to be added to credentials list , bakker amendment to board rule wren

Request from Stephanie Kozol regarding a request from Representative Joe Wilkinson's secretary for an opinion from the AG's office re: "Does one have to be a Chiropractor in order to own and operate a Chiropractic clinic in Georgia?" Dr. made a motion to Dr.

seconded the motion and it carried unanimously. Board voted to ask ag's office for advise that is binding from ag then need to request that advice. Rep gave go right to the ag and get that official advice. baker made a motion to send it to the ag office for advice nelson second the motion

Correspondence from Dr. Krishna Doniparthi re: Chiropractor use of lasers. Dr. made a motion Dr. seconded the motion and it carried unanimously. Can use lasers but not to treat with laxers, can use it for everything, does it fall withing your scope, using it for fat dissolution is not , unless it is clear cut withing scope of practice, don't give her legal advice that she could use later tell her to contact her attorney

Chiropractors with our scope can use laser treatment refer to the rule chapter 43-9-16 seek legal counsel wren emily

Rule Waiver Request from Krystal Shannon re Board Rule 100-2-.09(3) Dr. made a motion Dr. seconded the motion and it carried unanimously. submit application and board will look at waiving the board fee, motion to approve upon receipt documentation from physician, complete reinstatement application, request just to waive the fee, mathiak will lookat documentation wren motioned Emily seconded

Chris motioned to approve nelson seconded and was unanimousl minutes from 7-28-11 conf call

Anita asked board to consider to

Vote to amend rule 100-4-.02 new rule dioplamate status remove rule

Consider amending rule adopting rule before a patient enters into pre patient contract patient has up to 48 hours to consider contract, Baker will forward to anita issue concerned about monetary ceiling having a grace period of 48 hours 100/7/.04

Anita should have on her email document nelson sent her about rule

Karen Mathiak, D.C. – Board Chair

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Executive Director's Open Session – Ms. Anita Martin

- Ms.
Martin discussed with the Board the PEAK2 – Refresher Course. Drs. Mathiak and Nelson will work on coming up with information and criteria for this program.
- Ms.
Martin discussed with the Board this program would provide a private consent order allowing practice in the PEAK2 program.

Ms. Martin discussed the program would require D.C. working under PEAK2 to have a minimum of 40 hours of supervised practice.

Attorney General – Graham Barron and Amy Morelli

Graham will no longer be our board attorney, amy morelli will take over graham position I have enjoyed working with the board, will miss you I will still be at same email and phone number and will still be available if the board needs me

2 rules under consideration stated baker added in something to that nature hopefully then we will be done adding the 48 will have to be posted today
Unprofessional conduct

Miscellaneous –

Baker motioned to accept rule as written to post – strike from 100.7-.04 strike f,g,h. it is going into new rule

100-07-05 – new rule vote to post

Executive Session

Dr. Wren made a motion, Dr. Baker seconded, and the Board voted to enter into **Executive Session** in accordance with O.C.G.A. §43-1-19(h)(2), 43-11-47(h) and §43-1-2(k) to deliberate on applications and enforcement matters and to receive information on applications, investigative reports and the Assistant Attorney General's report. Voting in favor of the motion were those present who included Drs. Nelson, and Ms. Campbell. The Board concluded the **Executive Session** in order to vote on these matters and continue with the public session.

1. Correspondence from Sonya Williams, Legal Attorney re: Fran Cullen request re: V.V., - The Board recommenced pending order to be amended has to work in a group practice to find some in that practice to be a mentor or supervisor, amend order to work in group setting submit name of someone in that practice that is approved by the board to who will work as a chiropractor for board's approval supervisor must be approved by bd to be supervisor.greg/nelson

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2. Correspondence from NBCE re: W.L.E., D.C. – The Board recommended he passed approved – viewed as informational
3. Request from J.D.P., D.C. to terminate Private Consent Order – The Board recommended asking to be relieved from quarterly reports – nelson/wren approved to remove stipulation
4. Request from A.M., D.C. to apply renewal fee to reinstatement application – The Board recommended – needs to be in open session he want to apply and take renewal fee and count toward reinstatement fee – have to submit CE with reinstatement will bd allow wren motioned to allow money already received to go toward - approve

8:00 Investigative Committee Meeting – Drs. Mathiak and Wren

9:00 – J.S.B. –refer to ag office, take enb, take it and pass it within 90 days, do not want him to be a peak dr, like to see him do ethics and boundaries, private order but to divulge only to complainant,

10:30 – R.E.M. – somebody else owns the cline and he is a partner there, do the exam, do health talk, then do the xrays, vaccinations, specific procedure, patient left health talk mad, never called her back to followup systems, did not come back in as a patient, recommendation to close with no violation.

Appointments:

11:00 a.m. – Todd Cahill – The Board recommended approval

Applications/Licensure:

1. N.A.N. – Reinstatement applicant – The Board recommended- approval – nelson/wren
2. C.L.W. – Reinstatement applicant – The Board recommended – reinstatement with policy 1000 fine public order wren nelson
3. A.V.R. – Reinstatement applicant – The Board recommended – require spec prior to reinstatement – once pass approve
4. C.B.C. – Reinstatement applicant – The Board recommended reinstatement under ULP policy
5. D.K. – Reinstatement applicant – The Board recommended – reinstate under policy
6. C.M.M. – Applicant – The Board recommended - approval
7. A.HC. – Applicant – The Board recommended – approved - wren
8. V.M.W. – Applicant – The Board recommended - approved
9. M.J.H. – Reinstatement applicant – The Board recommended – under policy ULP
10. C.S.C. – Reinstatement applicant – The Board recommended-policy ULP
11. B.M. – Reinstatement applicant – The Board recommended - under policy still owes us money recommended renew under policy
12. D.G.- Reinstatement applicant reinstate, waive fine can not be reintroactive no consent order nelson/wren

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Investigative Committee report – Drs. Mathiak and Wren - Approved

CHIR100005 – Close with No Violation

CHIR100021 - Close with No Violation

CHIR110066 - Close with insufficient evidence to prove a violation

CHIR110070 – Close and Flag File in case he ever attempts reinstatement

CHIR110076 – Refer to Attorney General's Office to see a Voluntary

Surrender/if will not surrender, file a Notice of Hearing for Revocation

CHIR110078 – Close with No Violation

CHIR110079 – Refer to Massage Therapy Board and Send Letter of Concern

CHIR110080 – Close with No Violation

Executive Director's Report – Ms. Anita Martin

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Legal Staff Attorney Report

1. Request from Curtis A Thurston, Jr. re: J.R.S., D.C. – rule variance request that was denied by the board the contacted attorney he didn't have his CE but he had answered he had his CE on application, voted at the march meeting for rule variance request, get medical report and allow him to do CE online wants to be a private order, all public by policy give bd documentation and let him prove and then let him take CE online he wants private order instead of public order he is asking for private order with no reprimand, baker allow him to make ce up online make up provide documentation and that he is being treated let him do 20 hours for 2010, look at 2009, see proof of condition, all he is asking for it for the consent order to be private. Board voted to deny request how long to remain renewal pending, past late renewal, still in renewl status pending, request is denied, board stating give him a firm deadline to sign the consnent order. And flaff for CE audit for 2012

Attorney General's Report – Mr. Graham Barron

- Only 1 report, advertising report all other cases have been closed. approved

Open Session

Dr. Nelson motioned, Dr. Baker seconded and the Board voted to approve the recommendations made in Executive Session.

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The Board meeting adjourned at p.m.

Minutes recorded by:

Carol White, Board Support Specialist

Minutes reviewed and edited by:

Anita O. Martin, Executive Director

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Dr. Nelson motioned, Dr. Baker seconded and the Board voted to approve the recommendations made in Executive Session.

The Board meeting adjourned at 5:27p.m.

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Carol White, Board Support Specialist

Minutes reviewed and edited by:

Anita O. Martin, Executive Director